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JAN 10 2017

JAMES N. HATTEN, Clerk
By: [signature] Deputy Clerk

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

| | | |
|---|---|---|
| DON O. ROWE, MD, | ) | |
| | ) | |
| Plaintiff, | ) | CIVIL ACTION |
| | ) | FILE NO. 1:16-cv-00330-CC-JKL |
| v. | ) | |
| | ) | |
| EMORY HEALTHCARE, INC.; EMORY CLINICALLY INTEGRATED NETWORK, LLC; THE EMORY CLINIC, INC., d/b/a EMORY HEART & VASCULAR CENTER AT JOHNS CREEK, | ) | |
| | ) | |
| Defendants. | ) | |

**PLAINTIFF'S SECOND MOTION TO EXTEND DEADLINE FOR THEIR RESPONSE TO DEFENDANTS' DISPOSITIVE MOTION**

COMES NOW Plaintiff Don O. Rowe, MD, and move this Court for an Order extending the deadline for response to Defendant's dispositive motion by an additional three days. In support of their motion, Defendants show the Court as follows:

1.

On December 5, 2016 Defendants' filed a Motion for Leave to File Excess Pages and extend Defendants' deadline for filing their dispositive motion. (Doc. 47) On the same date this court ordered that Defendants were allowed to

## CERTIFICATE OF COMPLIANCE

The undersigned counsel hereby certifies that this **PLAINTIFF'S MOTION TO EXTEND THE PAGE LIMITATION AND DEADLINE FOR THEIR DISPOSITIVE MOTION** complies with the type-volume limitations set forth in Rule 5.1 of the Local Rules of the United States District Court for the Northern District of Georgia and has been typed in Times New Roman 14 count.

/s/ Jule Lassiter

## CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the 2nd day of December, the foregoing **PLAINTIFF'S MOTION TO EXTEND THE PAGE LIMITATION AND DEADLINE FOR THEIR RESPONSE TO DEFENDANTS' DISPOSITIVE MOTION** was filed electronically with the Clerk of Court using the CM/ECF system which will send notification of such filing to the following attorneys of record for Plaintiff:

John S. Snelling, Esq.
Toni J. Read, Esq.
1180 Peachtree Street, Suite 2900
Atlanta, Georgia 30309

/s/ Jule Lassiter

jointly file one 40 page brief along with their Motion for Summary Judgment and extended their deadline for filing to December 22, 2016.

2.

This Court initially granted Plaintiff an extension of the deadline to respond to Defendant's dispositive motion. However, in addition to their 40 page brief, Defendants have also filed a 41 page Statement of Material facts which includes 198 statements. Good cause exists for an additional extension of the deadline to accommodate Plaintiff's response to Defendant's Statement of Material Facts.

3.

This request for additional time is timely, made in good faith and will not prejudice any party. This request is not being requested for any purpose contrary to the Federal Rules of Civil Procedure or the Local Rules of this Court.

For the forgoing reasons, Plaintiff respectfully requests an additional three-day extension of the deadline to respond to Defendants' dispositive motion.

Respectfully submitted this 10th day of January, 2017.

/s/ Jule Lassiter
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